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16 IN THE UNITED STATES DISTRICT COURT

17 FOR THE DISTRICT OF NEVADA

18 ROSENBAUM, *et al.*,

19 Plaintiffs,

20 v.

21 PERMIAN RESOURCES CORP., *et al.*,

22 Defendants.

CASE NO. 2:24-cv-00103-GMN-MDC

**STIPULATION AND ORDER TO  
SUSPEND DEADLINE FOR  
DEFENDANTS TO RESPOND TO THE  
COMPLAINTS**  
**(SECOND REQUEST)**

23 ANDREW CAPLEN INSTALLATIONS,  
24 LLC, *et al.*,

25 Plaintiffs,

26 v.

27 PERMIAN RESOURCES CORP., *et al.*,

28 Defendants.

CASE NO. 2:24-cv-00150-GMN-MDC

THESE PAWS WERE MADE FOR  
WALKIN' LLC, *et al.*,

CASE NO. 2:24-cv-00164-GMN-MDC

**Plaintiffs,**

V.

PERMIAN RESOURCES CORP., *et al.*,

## Defendants.

JOHN MELLOR, on behalf of himself and all others similarly situated,

CASE NO. 2:24-CV-00253-GMN-DJA

Plaintiff,

V.

PERMIAN RESOURCES CORP., *et al.*,

### Defendants.

BARBARA AND PHILLIP MACDOWELL,  
individually and on behalf of all others  
similarly situated,

CASE NO. 2:24-CV-00325-GMN-EJY

Plaintiff,

v.

PERMIAN RESOURCES CORP., *et al.*,

#### Defendants.

Pursuant to Local Rules 7-1 and IA 6-1, Plaintiffs Daniel Rosenbaum, Reneldo Rodriguez, and Thomas Caron (the “*Rosenbaum* Plaintiffs”), Andrew Caplen Installations, LLC, and Edward Allegretti, D/B/A Alfred Auto Center (the “*Andrew Caplen* Plaintiffs”), These Paws Were Made For Walkin’ LLC (“These Paws Were Made For Walkin’”), John Mellor, and Barbara and Phillip MacDowell (together, “Plaintiffs”) and all Defendants in these actions, Permian Resources Corporation, Chesapeake Energy Corporation, Continental Resources Inc., Diamondback Energy, Inc., EOG Resources, Inc., Hess Corporation, Occidental Petroleum Corporation, Pioneer Natural Resources Company (together, “Defendants”)<sup>1</sup>, by and through their respective counsel and pending the Court’s approval, hereby stipulate as follows:

WHEREAS, the *Rosenbaum* Plaintiffs filed their Complaint against Defendants on January 12, 2024 (Case No. 2:24-cv-00103, ECF No. 1);

WHEREAS, the Court granted the stipulation filed by the *Rosenbaum* Plaintiffs and Defendants extending the deadline for Defendants to answer or otherwise respond to the *Rosenbaum* Complaint to April 8, 2024 on February 1, 2024 (Case No. 2:24-cv-00103, ECF No. 35);

WHEREAS, the *Andrew Caplen* Plaintiffs filed their Complaint against Defendants on January 22, 2024 (Case No. 2:24-cv-00150, ECF No. 1);

WHEREAS, the *Andrew Caplen* Plaintiffs served their Complaint on Defendants on January 30, 2024, and Defendants’ current deadline to answer or otherwise respond to the *Andrew Caplen* complaint is February 20, 2024;

WHEREAS, These Paws Were Made For Walkin’ filed its Complaint against Defendants on January 24, 2024 (Case No. 2:24-cv-00164, ECF No. 1);

WHEREAS, the Court consolidated the *Rosenbaum*, *Andrew Caplen*, and *These Paws Were Made For Walkin’* actions on January 29, 2024 (Case No. 2:24-cv-00103, ECF No. 31; Case No. 2:24-cv-00150, ECF No. 12; Case No. 2:24-cv-00164, ECF No. 8);

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<sup>1</sup> By entering into this stipulation, none of the Defendants are waiving any of their potential defenses or arguments to this action, including but not limited to those related to personal jurisdiction and venue.

1           WHEREAS, John Mellor filed his Complaint against Defendants on February 6, 2024  
 2 (Case No. 2:24-cv-00253, ECF No. 1);

3           WHEREAS, on February 12, 2024, the *Mellor* action was assigned to this Court (Case No.  
 4 2:24-cv-00253, ECF No. 8)<sup>2</sup>;

5           WHEREAS, Barbara and Phillip MacDowell filed their Complaint against Defendants on  
 6 February 15, 2024 (Case No. 2:24-cv-00325, ECF No. 1);

7           WHEREAS, on February 15, 2024, the *MacDowell* action was assigned to this Court (Case  
 8 No. 2:24-cv-00325, ECF No. 5);<sup>3</sup>

9           WHEREAS, the Court ordered the parties in *Rosenbaum, Andrew Caplen, and These Paws*  
 10 *Were Made For Walkin'* to appear for a hearing on March 4 to discuss “whether venue is proper  
 11 in Nevada and whether this Court may properly exercise personal jurisdiction over Defendants”  
 12 (Case No. 2:24-cv-00103, ECF No. 34);<sup>4</sup>

13           WHEREAS, good cause exists to suspend Defendants’ obligations to answer or otherwise  
 14 respond to the *Rosenbaum, Andrew Caplen, These Paws Were Made For Walkin’, Mellor, and*  
 15 *MacDowell* Complaints. *First*, the Court set a hearing for March 4, 2024 to consider “whether  
 16 venue is proper in Nevada and whether this Court may properly exercise personal jurisdiction over  
 17 the Defendants.” Case No. 2:24-cv-00103, ECF No. 34. *Second*, additional time is required so  
 18 that the parties and the Court may determine whether and which of the non-consolidated actions  
 19 should be consolidated or coordinated with this action. *Third*, this is the second request related to

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20           <sup>2</sup> A notice of related cases has been filed in *Mellor*, indicating that it is related to *Rosenbaum, Andrew Caplen, and These Paws Were Made For Walkin'*. Case No. 2:24-cv-00253, ECF No. 9. Notices of related cases have been filed as well as in *Courtmanche et al. v Permian Resources Corp. et al.*, No. 2:24-cv-00198 (ECF No. 10); *Olsen Santillo v. Permian Resources Corp. et al.*, Case No. 2:24-cv-00279 (ECF Nos. 4 and 5), and *Beaumont v. Permian Resources Corp. et al.*, Case No. 2:24-cv-00298 (ECF No. 2). Corresponding notices have been filed in this Court. See Notices of Related Cases in *Rosenbaum*, Case No. 2:24-cv-00103, ECF Nos. 23 (*Courtmanche*), 58 (*Mellor*), 92 (*Santillo*), 96 (*Beaumont*). The parties’ position is that all of the actions noticed as related should be coordinated or consolidated with the previously consolidated cases *Rosenbaum, Andrew Caplen, and These Paws Were Made For Walkin'*.

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 26           <sup>3</sup> Plaintiffs anticipate imminently filing a notice of related case in *MacDowell et al v. Permian*  
 27 *Resources Corp. f/k/a Centennial Resource Development, Inc. et al.*, Case No. 2:24-cv-00325.

28           <sup>4</sup> The parties also believe that all parties in the *Mellor, Courtmanche, Santillo, Beaumont* and  
*MacDowell* actions should participate in the March 4, 2024 hearing.

1 the deadline for Defendants to respond to the *Rosenbaum* Complaint, this is the first request related  
2 to the deadline for Defendants to respond to the *Andrew Caplen, These Paws Were Made For*  
3 *Walkin, Mellor, and MacDowell* Complaints, and this request is not made for the purpose of delay.

4 NOW, THEREFORE, the parties have agreed, and respectfully submit for approval by the  
5 Court the following:

- 6 1. The current deadline of February 20, 2024 for Defendants to answer or otherwise  
7 respond to the *Andrew Caplen* Complaint is suspended.
- 8 2. The current deadline of April 8, 2024 for Defendants to answer or otherwise  
9 respond to the *Rosenbaum* Complaint is suspended.
- 10 3. Any obligations for Defendants to answer or otherwise respond to the *These Paws*  
11 *Were Made For Walkin', Mellor, or MacDowell* Complaints that may arise from  
12 Defendants being served with the Complaints or waiving service shall be  
13 suspended.
- 14 4. If so directed at the March 4, 2024 hearing, the parties will submit a proposed  
15 schedule for answering or otherwise responding to the Complaints, including  
16 proposed briefing schedules for any motions to dismiss.

17 **IT IS SO STIPULATED.**

1 Dated: February 16, 2024

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8  
9  
10 **IT IS SO ORDERED:**  
11 \_\_\_\_\_  
12 United States Magistrate Judge  
13 Dated: 4-4-24  
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